

Attorney Docket No.: GCI-0017  
Inventors: Wunderink et al.  
Serial No.: 09/973,850  
Filing Date: October 10, 2001  
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This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

Claim 1 (currently amended): A method of identifying a human patient at an increased risk of death from community-acquired pneumonia (CAP) associated with the A allele in a TNF $\alpha$  gene of SEQ ID NO:1 at the -308 locus ~~in an animal~~, said method comprising determining the genotype at the -308 locus of said TNF $\alpha$  gene in said ~~animal~~ patient; and identifying increased risk of death from CAP based on said genotype.

Claims 2-5 (canceled).